

CLERK: Mr. President, I move to return LB 532 to Select File for a specific amendment. Signed, Senator Koch.

SENATOR MARVEL: Senator Koch, your motion to return, it's on E & R for engrossment?

CLERK: No, it's on Final Reading.

SENATOR KOCH: Mr. Chairman, members of the body. You are all aware of the fact of the technical problem. This is to change that technical problem and to allow those funds to be appropriated to the foundation of equalization. I ask for the return of LB 532 for the purpose of this technical amendment.

SENATOR MARVEL: The motion is to return it to Select File. Okay. You've heard the motion and the second. Chair recognizes Senator Chambers.

SENATOR CHAMBERS: Mr. Chairman and members of the Legislature. I didn't get to speak on the attempt to override LB 33, but the same issues are before us now. This, in effect, is the part two or phase two. Now I read an article in the World Herald that disturbed me. It looks to me like duplicity has been worked on the Legislature. But, before I conclude that, I want to ask Senator Koch a couple of questions. Senator Koch, did you in fact say that you knew that the provision in 532 was not there which allowed for the distribution of this money? You said you knew that in advance. Is that correct, that you knew it?

SENATOR KOCH: Senator Chambers, I was quoted correctly. I said that we knew there might be a technical problem with the bill.

SENATOR CHAMBERS: That's not what they said.

SENATOR KOCH: That's right. I said I knew that there may be a technical problem. I also said that I thought that if somebody took it to court the court would bring about and would prevail on the side of those...taken to court...that the Legislature's intent is very clear.

SENATOR CHAMBERS: Did you say that we decided not to amend LB 532, assuming there would be a court test? Who is this "we"?

SENATOR KOCH: Basically myself.

SENATOR CHAMBERS: Okay, so it was an editorial we, not any other individual?

SENATOR KOCH: No, there are a number of people that supported state aid, Senator Chambers.

SENATOR CHAMBERS: Who knew about this and decided not to offer the amendment, besides you, that you know of? Because they quote you as saying "we".

SENATOR KOCH: Basically there was Senator Lewis, myself and several others who discussed this possibility.